

**TRAINING AND CONTINUING EDUCATION REQUIREMENTS
FOR CERTAIN LONG-TERM CARE FACILITIES****CHAPTER 1102**

H.B. No. 3934

AN ACT**relating to training and continuing education requirements for certain long-term care facilities.***Be it enacted by the Legislature of the State of Texas:*

SECTION 1. Section 22.039, Human Resources Code, is amended by amending Subsection (b) and adding Subsections (b-1) and (b-2) to read as follows:

(b) The department shall require a surveyor to complete a basic training program before the surveyor inspects, surveys, or investigates a long-term care facility.

(b-1) The training required under Subsection (b) must include observation of the operations of a long-term care facility unrelated to the survey, inspection, or investigation process for a minimum of 10 working days within a 14-day period.

(b-2) The department may waive the requirement imposed under Subsection (b-1) for a surveyor who has completed in the two years preceding the inspection, survey, or investigation one year of full-time employment in a nursing facility in this state as a:

- (1) nursing facility administrator;
- (2) licensed vocational nurse;
- (3) registered nurse; or
- (4) social worker.

SECTION 2. This Act takes effect September 1, 2017.

Passed by the House on May 4, 2017: Yeas 143, Nays 0, 2 present, not voting; passed by the Senate on May 24, 2017: Yeas 31, Nays 0.

Approved June 15, 2017.

Effective September 1, 2017.

**SUSPENSION OF THE ACTIVITIES OF THE TEXAS GRAIN
PRODUCER INDEMNITY BOARD****CHAPTER 1103**

H.B. No. 3952

AN ACT**relating to suspension of the activities of the Texas Grain Producer Indemnity Board.***Be it enacted by the Legislature of the State of Texas:*

SECTION 1. Subchapter G, Chapter 41, Agriculture Code, is amended by adding Section 41.128 to read as follows:

Sec. 41.128. TEXAS GRAIN PRODUCER INDEMNITY BOARD. (a) *The Texas Grain Producer Indemnity Board is not abolished but is inactive as provided by this section until reactivated under Subsection (d).*

(b) *The terms of office of the members of the Texas Grain Producer Indemnity Board expire, as determined by the commissioner, on December 31, 2017, or when the board files the report under Section 41.059(c) for the board's fiscal year that includes September 1, 2017. That report is the board's final report unless the board is reactivated under Subsection (d).*

(c) *While the board is inactive, the department shall administer the grain producer*

indemnity fund. From money available in the fund, the department shall pay all or part of any claims under Subchapter I that the department determines are valid. When the department determines that no potential claims remain, the department shall refund any money remaining in the fund to grain producers who paid an assessment under Section 41.206 on a pro rata basis.

(d) The commissioner shall order the reactivation of the Texas Grain Producer Indemnity Board if at least 200 grain producers petition the commissioner to reactivate the board. If the board is reactivated, the commissioner shall appoint board members as provided by Section 41.204.

SECTION 2. This Act takes effect September 1, 2017.

Passed by the House on May 4, 2017: Yeas 143, Nays 0, 2 present, not voting; passed by the Senate on May 22, 2017: Yeas 31, Nays 0.

Approved June 15, 2017.

Effective September 1, 2017.

**A FRANCHISE TAX EXEMPTION FOR CERTAIN
COOPERATIVES WITH A MEMBER THAT HAS FARMER-
FRUIT GROWER MEMBERS**

CHAPTER 1104

H.B. No. 3992

AN ACT

relating to a franchise tax exemption for certain cooperatives with a member that has farmer-fruit grower members.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 171.071, Tax Code, is amended to read as follows:

Sec. 171.071. EXEMPTION—FARMERS' COOPERATIVE SOCIETY. *A cooperative that is either a farmers' cooperative society incorporated under Chapter 51, Agriculture Code, or a cooperative whose single member is a farmers' cooperative described in Section 521(b)(1), Internal Revenue Code, that has at least 500 farmer-fruit grower members, is exempted from the franchise tax.*

SECTION 2. The amendment made by this Act to Section 171.071, Tax Code, is a clarification of existing law.

SECTION 3. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2017.

Passed by the House on May 4, 2017: Yeas 143, Nays 0, 2 present, not voting; passed by the Senate on May 24, 2017: Yeas 31, Nays 0.

Approved June 15, 2017.

Effective June 15, 2017.